IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 1603 OF 1998

SUBHASH SAKHARAM THORAT & ORS. .. PETITIONER

Versus

STATE OF MAHARASHTRA & ORS. .. RESPONDENTS

Mr. S. V. Boarkar i/b V.M. Thorat for petitioner

Ms. Ameeta Kuttikrishnan i/b Miss S.D. Khot for R-3.

Ms. P. S. Cardozo, AGP for R-1 & 2

CORAM:-SMT. RANJANA DESAI &

A.P. DESHPANDE, JJ.

DATED:-2/8/2006

P.C.

. In this petition, the petitioners has prayed for a direction to respondent 3 sugar factory to pay to the petitioners and other sugarcane growers final sugar cane price fixed by respondent State @ Rs.686/-per metric tone for the year 1995-96 after deducting the amount already paid along with interest @ 18% per annum. We are informed that during the pendency of this petition, the petitioners have been paid final price.

2. In our opinion, therefore, the petition does not survive and will have to be disposed of as infructuous.

3. The learned counsel for the petitioners submitted that the respondent may be directed to pay interest on delayed payment. He submitted that for farmers this is a recurring problem and great hardship is caused to them. In this connection the petitioners will be at liberty to make an appropriate representation to the appropriate authority. If such a representation is made the said authority may consider it in accordance with law at the earliest.

4. Petition is disposed of as infructuous.

(SMT. RANJANA DESAI,J.)

(A.P. DESHPANDE, J.)